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5   IN THE UNITED STATES DISTRICT COURT

6   FOR THE NORTHERN DISTRICT OF CALIFORNIA

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8   MITZIE PEREZ, et al.,   Case No. 17-cv-00454-MMC

            Plaintiffs,
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                                                 ORDER GRANTING DEFERRED
10   v.   **PORTION OF DEFENDANT'S MOTION**
                                                 FOR RELIEF
11   WELLS FARGO BANK, N.A.,
                                                 Re: Dkt. No. 122
12   Defendant.

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14   Before the Court is the deferred portion of defendant Wells Fargo Bank, N.A.'s

15   ("Wells Fargo") "Motion for Relief," filed December 27, 2017, by which Wells Fargo seeks

16   an order vacating Magistrate Judge Elizabeth D. Laporte's order of December 21, 2017,

17   to the extent the order allows class discovery as to two credit lines, specifically, home

18   mortgage loas and automobile loans.[1]

19   Wells Fargo does not argue that Magistrate Judge Laporte's order, at the time it

20   was issued, was erroneous. Rather, Wells Fargo argues, discovery as to its home

21   mortgage and automobile loan practices should not be allowed for the reasons set forth

22   in its then pending motion to strike plaintiffs' class allegations.

23   By order filed concurrently herewith, the Court has granted Wells Fargo's motion to

24   strike from the class definition the references to home mortgages and automobile loans.

25   In light of such changed circumstances, the more appropriate way for Wells Fargo to

26   _____

27   [1]By order filed May 9, 2018, this Court denied the motion to the extent Wells Fargo
     sought an order vacating Magistrate Judge Laporte's ruling allowing plaintiffs to seek
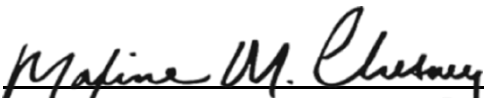28   class discovery as to personal loans.

proceed would be by way of a motion seeking reconsideration by Magistrate Judge

Laporte. In the interests of judicial economy, however, the Court has considered the

matter and, good cause appearing, hereby GRANTS the deferred portion of Wells

Fargo's Motion for Relief.

Accordingly, Wells Fargo need not provide discovery as to its mortgage loan and

automobile loan practices.

IT IS SO ORDERED.

Dated: August 15, 2018

MAXINE M. CHESNEY
United States District Judge